

BARNES THORNBURG MAIL DATE CANCELLED



11 South Meridian Street  
Indianapolis, Indiana 46204  
(317) 236-1313

Receipt

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Group: 3752  
Confirmation No.: 7380  
Application No.: 09/934,052  
Invention: METHOD AND APPARATUS  
FOR PERCUTANEOUSLY  
SECURING A BONE SCREW  
AND A BONE PLATE TO A  
BONE OF A PATIENT  
Applicant: David Gregory Kitchens  
Filed: August 21, 2001  
Attorney  
Docket: 14291-68335  
Examiner: Unknown

Certificate Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231

on 10-30-01

Karla I. Mays  
(Signature)

Karla I. Mays  
(Printed Name)

RECEIVED  
JAN 24 2002  
TIC 3700 MAIL ROOM

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

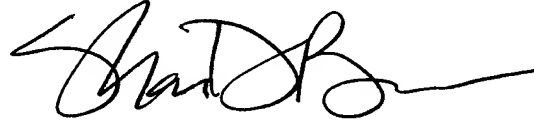
Sir:

A copy of the filing receipt for the above-identified patent application is attached with the requested change noted in red. It was noted that the title contains a typographical error. Please add an "S" before the letter "L" in the word "PERCUTANEOULY" to reflect the correct spelling of the word "PERCUTANEOUSLY". A copy of the Utility Patent Application Transmittal and title page of the Application are enclosed for verification purposes. Applicant respectfully request that a corrected filing receipt be issued and sent to the undersigned attorney.

Applicant believe that no fee is due to correct the filing receipt as noted above. However, in the event a fee must be paid, the Commissioner is hereby authorized to charge any fees which may be required to Deposit Account 10-0435 with reference to our matter 14291-68335. A duplicate copy of this Request for Corrected Filing Receipt is submitted herewith for that purpose.

Respectfully submitted,

BARNES & THORNBURG

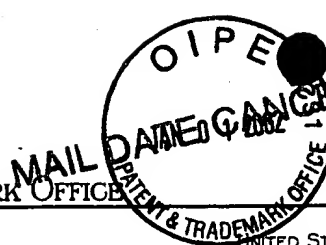
A handwritten signature in black ink, appearing to read 'Shawn D. Bauer', written over a horizontal line.

Shawn D. Bauer, Esq.  
Attorney Reg. No. 41,603

SDB/kim  
Indianapolis, Indiana  
(317) 231-7313



UNITED STATES PATENT AND TRADEMARK OFFICE


 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/934,052	08/21/2001	3752	880	14291-68335	16	25	4

 23643  
 BARNES & THORNBURG  
 11 SOUTH MERIDIAN  
 INDIANAPOLIS, IN 46204

RECEIVED

SEP 28 2001

BARNES &amp; THORNBURG

CONFIRMATION NO. 7380

FILING RECEIPT



\*OC000000006593564\*

Date Mailed: 09/24/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

David Gregory Kitchens, Warsaw, IN;

**Domestic Priority data as claimed by applicant****Foreign Applications****If Required, Foreign Filing License Granted 09/21/2001****Projected Publication Date: 02/27/2003****Non-Publication Request: No****Early Publication Request: No****Title**

Method and apparatus for percutaneously securing a bone screw and a bone plate to a bone of a patient

**Preliminary Class**

606

 RECEIVED  
 JAN 24 2002  
 TC 3100 MAIL ROOM

**Data entry by : TRAN, TUAN**

**Team : OIPE**

**Date:** 09/24/2001

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231



## UNITED STATES PATENT AND TRADEMARK OFFICE

FILE COPY

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov


Bib Data Sheet

CONFIRMATION NO. 7380

<b>SERIAL NUMBER</b> 09/934,052	<b>FILING DATE</b> 08/21/2001 <b>RULE</b>	<b>CLASS</b> 606	<b>GROUP ART UNIT</b> 3732	<b>ATTORNEY DOCKET NO.</b> 14291-68335	
<b>APPLICANTS</b> David Gregory Kitchens, Warsaw, IN;					
** CONTINUING DATA ***** <i>None</i>					
** FOREIGN APPLICATIONS ***** <i>None</i>					
IF REQUIRED, FOREIGN FILING LICENSE GRANTED ** 09/21/2001					
Foreign Priority claimed <input type="checkbox"/> yes <input checked="" type="checkbox"/> no		STATE OR COUNTRY IN	SHEETS DRAWING 16	TOTAL CLAIMS 25	INDEPENDENT CLAIMS 4
35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Met after Allowance					
Verified and Acknowledged Examiner's Signature <i>AMV</i> Initials					
<b>ADDRESS</b> 23643					
<b>TITLE</b> Method and apparatus for percutaneously securing a bone screw and a bone plate to a bone of a patient					
<b>FILING FEE RECEIVED</b> 880	FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following:		<input type="checkbox"/> All Fees <input type="checkbox"/> 1.16 Fees ( Filing ) <input type="checkbox"/> 1.17 Fees ( Processing Ext. of time ) <input type="checkbox"/> 1.18 Fees ( Issue ) <input type="checkbox"/> Other _____ <input type="checkbox"/> Credit		



RECEIVED  
JAN 24 2002  
TC 3700 MAIL ROOM

PATENT APPLICATION

of

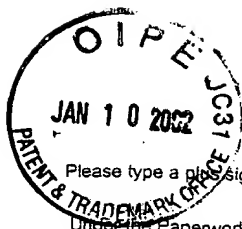
David Gregory Kitchens

for

**METHOD AND APPARATUS FOR PERCUTANEOUSLY  
SECURING A BONE SCREW AND A BONE  
PLATE TO A BONE OF A PATIENT**

DPID-01/00010

Attorney Docket 14291-68335



Please type a plus sign (+) inside this box ☐

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0851-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	14291-68335
First Inventor	David Gregory Kitchens
Title	Method and Apparatus for Percutaneously Securing a Bone Screw and a Bone Plate to a Bone of a Patient
Express Mail Label No.	EM553193332US

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **30**]  
(preferred arrangement set forth below)  
- Descriptive title of the invention  
- Cross Reference to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table,  
or a computer program listing appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total **23**]
5. Oath or Declaration [Total Pages **2**]  
a. ☒ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)  
i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76
7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:  
i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☐ paper  
c. ☐ Statements verifying identity of above copies

### ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement [ ] Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 [ ] Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☐ Other: APPLICATION IS ASSIGNED TO DEPUY  
PRODUCTS, INC.

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_

Group / Art Unit \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

### 19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label



or ☐ Correspondence address below

Name	BARNES & THORNBURG			
Address	11 S. Meridian Street			
City	Indianapolis	State	IN	Zip Code
Country	USA	Telephone	(317) 236-1313	Fax
				(317) 231-7433

Name (Print/Type)	Shawn D. Bauer	Registration No. (Attorney/Agent)	41,603
Signature		Date	8/21/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.